



Senate

General Assembly

File No. 79

February Session, 2004

Substitute Senate Bill No. 166

Senate, March 16, 2004

The Committee on Public Health reported through SEN. MURPHY of the 16th Dist., Chairperson of the Committee on the part of the Senate, that the substitute bill ought to pass.

AN ACT CONCERNING PERFORMANCE-ENHANCING COMPOUNDS IN SCHOOL.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective October 1, 2004*) (a) For purposes of this
2 section, "performance-enhancing compound" means a manufactured
3 product for oral ingestion, intranasal application or inhalation that (1)
4 contains a stimulant, amino acid, hormone precursor, herb or other
5 botanical or any other substance that is not an essential vitamin or
6 mineral, and (2) is intended to increase athletic performance, promote
7 muscle growth or increase an individual's endurance or capacity for
8 exercise.

9 (b) No person employed as a coach by a local or regional board of
10 education, or volunteering as a coach for an elementary or secondary
11 school shall give, sell, exchange, deliver or otherwise provide any
12 performance-enhancing compound or literature recommending the
13 use of any such compound to any student who is enrolled in a school

14 in which the coach works or a school under the jurisdiction of the local
15 or regional board of education which employs the coach.

16 (c) Any person who violates the provisions of this section shall be
17 fined not more than five hundred dollars or imprisoned not more than
18 six months or both.

This act shall take effect as follows:	
Section 1	<i>October 1, 2004</i>

PH *Joint Favorable Subst.*

The following fiscal impact statement and bill analysis are prepared for the benefit of members of the General Assembly, solely for the purpose of information, summarization, and explanation, and do not represent the intent of the General Assembly or either House thereof for any purpose:

OFA Fiscal Note

State Impact:

Agency Affected	Fund-Effect	FY 05 \$	FY 06 \$
Correction, Dept.; Judicial Dept.	GF - Cost	Potential	Potential
Judicial Dept.	GF - Potential Revenue Gain	Less than 50,000	Less than 50,000

Note: GF=General Fund

Municipal Impact: None

Explanation

The bill makes it a crime for the coach of an elementary or secondary school to give, sell, exchange, deliver or otherwise provide to a student any performance-enhancing compound or literature recommending its use.¹ The cost of six months' imprisonment is about \$12,500 on average. The cost of probation for an offender under the bill is approximately \$23 for six months.² The number of potential offenders is unknown. However, revenue from fines is anticipated to be minimal.

¹ Punishable by up to six months' imprisonment and/or a fine of up to \$500.

² It is anticipated that if these offenders were placed on probation, it would be at the administrative level of supervision by the Judicial Department's Court Support Services Division. The per client, per diem cost is \$0.125 or less, or \$46 annually. This type of supervision is done on a contracted basis through phone and mail verifications, and no services are provided to offenders.

OLR Bill Analysis

sSB 166

AN ACT CONCERNING PERFORMANCE-ENHANCING COMPOUNDS IN SCHOOL.**SUMMARY:**

This bill prohibits school coaches from selling, giving, delivering, or in any way providing "performance-enhancing compounds" or literature recommending their use to any student enrolled in the school in which they coach or in the district that employs them. It applies to coaches employed by local or regional school boards and those who volunteer in public or private elementary or secondary schools. Violators face a fine of up to \$500, six months imprisonment, or both.

A performance enhancing compound under the bill is (1) a stimulant, amino acid, hormone precursor, herb or other botanical, or any other substance that is not an essential vitamin or mineral; (2) intended to increase athletic performance, promote muscle growth, or increase an individual's endurance or capacity for exercise; and (3) manufactured to be swallowed, inhaled, or applied in the nasal cavity.

EFFECTIVE DATE: October 1, 2004

COMMITTEE ACTION

Public Health Committee

Joint Favorable Substitute

Yea 22 Nay 0